

**FILED**

JUN 19 2007

DISCIPLINARY COMMISSION OF THE  
SUPREME COURT OF ARIZONA

**BEFORE THE DISCIPLINARY COMMISSION BY S. D. Horsley  
OF THE SUPREME COURT OF ARIZONA**

IN THE MATTER OF A NON-MEMBER )  
OF THE STATE BAR OF ARIZONA, )  
 )  
LARRY KEE YAZZIE, )  
 )  
 )  
RESPONDENT. )

No. 06-0063

**DISCIPLINARY COMMISSION  
REPORT**

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on May 19, 2007, pursuant to Rule 58, Ariz.R.Sup.Ct., for consideration of the Hearing Officer's Report filed February 22, 2007, recommending censure, restitution and costs. The Hearing Officer further recommends that this matter be forwarded to the State of Utah for reciprocal discipline.

**Decision**

The eight members<sup>1</sup> of the Disciplinary Commission unanimously recommend accepting and adopting the majority of the Hearing Officer's findings of fact and conclusions of law, and adopt the recommendation for censure, that Respondent shall refrain immediately from using letterhead or other means of advertising which holds Respondent out as an attorney licensed to practice law in the State of Arizona, pay restitution in the amount of \$1,040.00 to Ann Thompson within 30-days of the date of the final Judgment and Order, and costs of these disciplinary proceedings.<sup>2</sup> It is further recommended that this matter be referred to the State Bar of Utah, Navajo Nation, Hopi

<sup>1</sup> Commissioner Horsley did not participate in these proceedings.

<sup>2</sup> A copy of the Hearing Officer's Report is attached as Exhibit A.

1 Tribal Court, Yavapai Apache Nation, and the Fort McDowell Yavapai Nation for  
2 reciprocal discipline,

3 Upon review, the Commission finds *de novo* that ABA Standards 6.12 and 7.2  
4 apply to Respondent's particular misconduct and suspension is the presumptive sanction.  
5 See Hearing Officer's Report, p.8-9. The Hearing Officer found that Respondent acted  
6 knowingly when he gave legal advice and agreed to perform legal service to Ms.  
7 Thompson. *Id.* p.9 ¶2. However, because Respondent is a non-member of the State Bar of  
8 Arizona, censure is the most severe sanction that can be imposed. *Matter of Olsen*, 180  
9 Ariz. 5, 881 P.2d 337 (1994).

10 RESPECTFULLY SUBMITTED this 19<sup>th</sup> day of June, 2007.

11  
12 

13 J. Conrad Baran, Chair  
14 Disciplinary Commission

15 Original filed with the Disciplinary Clerk  
16 this 19<sup>th</sup> day of June, 2007.

17 Copy of the foregoing mailed  
18 this 19<sup>th</sup> day of June, 2007, to:

19 Michael L. Rubin  
20 Hearing Officer 7K  
21 230 Anderson Road  
22 Prescott, AZ 86303-3755

23 Larry Kee Yazzie  
24 Respondent  
25 P.O. Box 3277  
26 Tuba City, AZ 86045

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